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JUL 17 2002

In re Application of
Soane, et al.
Application No. 10/055,837
Filed: October 26, 2001
Attorney Docket No. ALNS-002PN
For: MOLECULAR COMPOUNDS
HAVING COMPLEMENTARY
SURFACES TO TARGETS

OFFICE OF PETITIONS

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: DECISION GRANTING
: PETITION
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This is a decision on the petition, filed May 17, 2002 (certificate of mailing date May 7, 2002), requesting, in effect, withdrawal of the April 23, 2002 Notice Of Omitted Item(s) in a Nonprovisional Application (Notice). The petition will be treated under 37 CFR 1.53(e).

The application was deposited on October 26, 2001. On April 23, 2002, the Office of Initial Patent Examination mailed a Notice informing petitioners that drawing figures 18a-b, 19 a-b, 20b, 28, 29 41 and 44 described in the specification appeared to have been omitted.

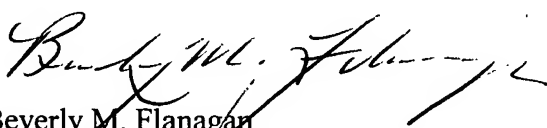
In response to the Notice, petitioners timely filed the present petition. Petitioners request that drawing figures 18a-b, 19 a-b, 20b, 28, 29, 41 and 44 be accorded a filing date of October 26, 2001 on the basis that 31 sheets of drawing figures, including drawing figures 18a-b, 19 a-b, 20b, 28, 29, 41 and 44, were received in the Patent and Trademark Office (PTO) on October 26, 2001. In support, the petition is accompanied by a copy of applicants' itemized postcard receipt showing an Office of Initial Patent Examination generated barcode citing October 26, 2001 as the date of receipt. The postcard lists, *inter alia*, that the filing included 31 sheets of drawings.


The return postcard constitutes *prima facie* evidence that 31 sheets of drawing figures, including drawing figures 18a-b, 19 a-b, 20b, 28, 29, 41 and 44, were filed on October 26, 2001. MPEP 503. Accordingly, the request is granted.

The \$130.00 petition fee will be refunded to petitioners' credit card.

The application is being returned to Office of Initial Patent Examination for further processing, with a filing date of October 26, 2001, using the copies of drawing figures 18a-b, 19 a-b, 20b, 28, 29, 41 and 44 submitted with the instant petition. Office records will be corrected to show that 31 sheets of drawings were present on filing.

Any inquiries pertaining to this matter may be directed to Petitions Attorney E. Shirene Willis at (703) 308-6712.


Beverly M. Flanagan
Supervisory Petitions Examiner
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